

Assembly Bill No. 710

CHAPTER 20

An act to add Section 24045.16 to the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor June 6, 1997. Filed with
Secretary of State June 6, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

AB 710, Kuehl. Alcoholic beverages: on-sale licenses.

The Alcoholic Beverage Control Act provides for the issuance of an on-sale general license and provides for the issuance of various special or temporary licenses.

This bill would authorize the issuance of an on-sale general bona fide public eating place license to any nonprofit charitable arts trust, as defined, that meets specified conditions.

This bill would declare that it is to take effect immediately as an urgency statute.

The people of the State of California do enact as follows:

SECTION 1. Section 24045.16 is added to the Business and Professions Code, to read:

24045.16. Notwithstanding any other provision of this division, the department may issue an on-sale general bona fide public eating place license as defined by Section 23038 to any nonprofit charitable arts trust that is exempt from the payment of income taxes under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended. For the purposes of this section, "arts trust" means an entity devoted to the arts and humanities which operates two or more museums, one of which is located on a site of at least 100 acres, and is within a facility of not less than 450,000 square feet in the County of Los Angeles.

An arts trust holding a license under this section may, subject to Section 25631, sell and serve alcoholic beverages to the public. In addition, a licensee under this section may, subject to Section 25631, directly or indirectly, give or furnish alcoholic beverages to persons at events for consumption on the premises. A premises licensed pursuant to this section shall not be entitled to a caterer's permit pursuant to Section 23399, and shall not be entitled to exercise any off-sale privileges pursuant to Section 23401.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning

of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order that application of provisions of the Alcoholic Beverage Control Act to events sponsored by arts trusts be clarified at the earliest possible time, it is necessary that this act take effect immediately.

